

UNITED STATES DISTRICT COURT  
DISTRICT of MASSACHUSETTS

FILED  
IN CLERKS OFFICE  
2004 SEP 27 P 4: 14

U.S. DISTRICT COURT  
DISTRICT OF MASS.  
Civil Action No. 04CV11557-RCL

JOSEPH BOOK,  
Plaintiff

V.

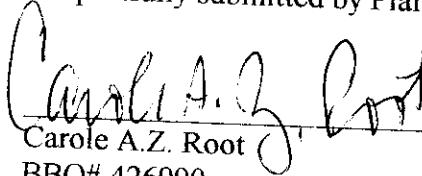
DEPARTMENT OF STATE POLICE,  
COMMONWEALTH OF MASSACHUSETTS and  
STATE TROOPER KURT M. FERRAZANI (No. 2355), STATE TROOPER SMITH  
(No. 2586), STATE TROOPER MACKENZIE (No. 1138), and STATE TROOPER  
HENNIGAN (ID unknown),  
Defendants

### MOTION TO REMAND TO STATE COURT

Now comes the plaintiff who asks that the case before the United States District Court of Massachusetts, District of Massachusetts be remanded to the Massachusetts Superior Court for Suffolk County. The grounds for the motion are as follows:

1. The plaintiff chose to file the case in Massachusetts Court System because it is the Court, which can judge all issues and parties before it.
2. The plaintiff complied with the Massachusetts General laws chapter 258 Sec, 1 et al to be able to sue all parties.
- 3 the plaintiff will lose a right to proceed against the Commonwealth, if the commonwealth's motion to dismiss is allowed.

Respectfully submitted by Plaintiff,

  
Carole A.Z. Root

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